



October 15, 2004

New York City police officer is charged in conspiracy to buy a kilogram of cocaine in Rhode Island

A federal complaint filed in Providence today charges **Jose Gabriel Delvalle**, a New York City Police officer, and **Basilio Aquiles Delvalle**, both of New York City, with conspiring to buy a kilo of cocaine in Rhode Island, yesterday. **Drug Enforcement Administration Agents** arrested the pair in Warwick yesterday and a federal Magistrate Judge in Providence today ordered them detained without bond pending further proceedings.

United States Attorney Robert Clark Corrente, and Mark R. Trouville, Special Agent in Charge of the Drug Enforcement Administration, jointly announced the complaint, which was filed today in U.S. District Court, Providence. The complaint also charges Jose Delvalle with using his service revolver in connection with the drug conspiracy.

According to a DEA affidavit supporting the complaint, in September, DEA developed information that Jose Gabriel Delvalle had discussed the purchase of ten kilograms of cocaine. During conversations in October, Delvalle allegedly discussed the price of the cocaine, settling on a price of \$18,500 per kilogram and indicating that he would resell it for \$19,500.

Yesterday, Jose Gabriel Delvalle, accompanied by Basilio Aquiles Delvalle, met with another man at a parking lot of a motel on Jefferson Boulevard in Warwick, RI. The defendants arrived in a gold Mercedes SUV with New York plates, got into another car with another man and allegedly discussed the purchase of a single kilogram of cocaine that the defendants would

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bring back to New York for their purchaser to sample. After these discussions, the defendants returned to the Mercedes SUV and were arrested.

According to the affidavit, Jose Gabriel Delvalle was carrying documents identifying him as a member of the New York City Police Department and, tucked into his front waistband, was a loaded Smith & Wesson 9mm pistol that NYPD Internal Affairs officers identified as his department-issued firearm.

The complaint charges both defendants with conspiracy to possess with intent to distribute cocaine. It also charges Jose Gabriel Delvalle with carrying a firearm during a drug-trafficking offense. An complaint is merely an allegation and a defendant is presumed innocent unless and until proven guilty.

The charges are felonies and are subject to a review by a grand jury. If brought forward by an indictment or information, the conspiracy charge carries a minimum sentence, upon conviction, of 15 years in federal prison and a maximum of life. Using a firearm in connection with a drug-trafficking offense carries a mandatory five-year sentence, consecutive to any other sentence imposed.

According to court documents, Jose Gabriel Delvalle lives at 2181 Grant Avenue, the Bronx, NY and his date of birth is June 12, 1980. Basilio Aquiles Delvalle lives at 286 South Street, NY, NY, and was born on April 15, 1970. They are being detained at the Wyatt Federal Detention Center, Central Falls, RI.

The **Drug Enforcement Administration** and the **New York City Police Department Internal Affairs Divisions** conducted the investigation. The **U.S. Marshals Service** provided assistance. Assistant U.S. Attorney Richard W. Rose is prosecuting the case for the government.